IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY SECOND DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI JUSTICE N.V. RAMANA

WRIT PETITION NO.21270 of 2004

Between:

Palakaluri Venkata Narayana @ P.V.Narayana Rao, S/o.Sri P.Chenchaiah, R/o.Rajampalli Village, Darsi mandal, Prakasam District.

..... PETITIONER

AND

1 The Government of Andhra Pradesh, rep.by its District Collector-

Prakasam at Ongole, Prakasam District.
2 The Mandal Revenue officer, Darsi Mandal, Darsi-Prakasam District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue an order, direction or writ particularly one in the nature of Writ of Mandamus or any other appropriate writ (i) declaring the action of the respondents in not granting consequential Ryotwari patta and making necessary entries in the village records of Rajampalli village, Darsi Mandal, Prakasam District is arbitrary (ii) declare that the petitioner is patta holder in respect of survey No.103, 104 and 333 admeasuring lands to an extent of Ac.11-20 cents, Ac.8-29 cents and Ac.8-80 cents respectively and (iii) consequently direct the respondents to make necessary entries in the village records declaring that the petitioner is the owner and possessor of the lands in survey Nos.103, 104 and 333 admeasuring lands to an extent of Ac.11-20 cents, Ac.8-29 cents and Ac.8-80 cents respectively.

Counsel for the Petitioner: MR.G.VIDYASAGAR

Counsel for the Respondents: GP FOR REVENUE

The Court at the stage of admission made the following:

ORDER:

This writ petition is filed seeking to direct the respondents to take necessary steps on the representations of the petitioner dated 25.08.2004 and 20.10.2004 addressed to the 2nd respondent-Mandal Revenue Officer, Darsi, for grant of Ryotwari Patta in respect of lands admeasuring Ac.11.20 cents, Ac.8.29 cents and Ac.8.80 cents in Survey Nos.103, 104 and 333 respectively in terms of the proceedings issued by the Assistant Settlement Officer, Nellore under Section 11-A of the A.P. (Andhra Area) Estates Abolition Act, 1948 in S.R.No.13/11 (a)/63/DSI, dated 26.06.1966.

Heard the learned counsel for the petitioner and learned Government Pleader for Revenue.

Learned counsel for the petitioner submits that the petitioner has made an application before the Assistant Settlement Officer, Nellore for grant of Ryotwari patta in respect of the lands situated in R.S.Nos.103, 104 and 333 (Old Survey Nos.23/1, 23/2 and 82/3) of Rajampalli village admeasuring Ac.11.20 cents, Ac.8.29 cents and Ac.8.80 cents respectively and the Assistant Settlement Officer, Nellore after detailed enquiry allowed the claim of the petitioner vide his orders in S.R.No.13/11(a)/63/DSI, dated 26.6.1966 and directed the respondents to issue Ryotwari patta to the petitioner. But, in spite of several representations made by the petitioner, the respondents did not take any action so far.

Having regard to the facts and circumstances of the case, I deem it appropriate to dispose of the writ petition with the following directions:

The respondents are hereby directed to consider and pass appropriate orders on the representations said to have been made by the petitioner on 25.08.2004 and 20.10.2004 in accordance with law.

The Writ Petition is accordingly disposed of at the stage of admission. No costs.

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(N.V. RAMANA, J)

Date: 22.11.2004

Nsr/Asp

To

1 The Government of Andhra Pradesh, rep.by its District Collector-

Prakasam at Ongole, Prakasam District.
2 The Mandal Revenue officer, Darsi Mandal, Darsi-Prakasam District.

3 Two CCs to GP for Revenue, High Court of AP, Hyderabad (OUT)

4 Two CD copies.